

CERTIFICATE OF TRANSMISSION

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FACSIMILE TRANSMITTED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE, FAX NO. (703) 872-9302 ON 24 February 2003.

NAME OF PERSON SIGNING CERTIFICATE: Scott J. Anchell

SIGNATURE: Scott J. Anchell

ATTORNEY DOCKET NO.: 051481-5065

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Craig Andrew WELDON et al.)	Confirmation No: 1599
)	
Application No.: 09/931,373)	Group Art Unit: 3753
)	
Filed: 17 August 2001)	Examiner: Hepperle, S.
)	
For: SYSTEM AND METHOD INCLUDING A)	
FUEL TANK ISOLATION VALVE)	

The Commissioner for Patents
Washington, D.C. 20231

AMENDMENT AND REQUEST FOR
RECONSIDERATION UNDER 37 C.F.R. § 1.111

Sir:

In response to the non-final Office Action dated 22 November 2002, the period for reply to which extends to February 24, 2003, i.e., the next business day following 22 February 2003 (in accordance with 37 C.F.R. § 1.6(a)), please amend the present Application as follows:

IN THE SPECIFICATION:

Please amend paragraph 0021 as follows:

Q1 [0021] The housing 120 also includes an interior partition 124 that defines an aperture 126 and conceptually separates the housing 120 into an outlet section 130 and an inlet section 140. The diaphragm 160 divides the inlet section 140 of the housing 120 into a cover segment 142 and a body segment 150. Thus, the chamber defined by the housing 120 may be considered to be composed of three sub-chambers. A first sub-chamber 132 extends from the aperture 126 to the outlet port 122c, and is defined by the interior partition 124, the diaphragm 160, and the outlet

CERTIFICATE OF TRANSMISSION

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FACSIMILE TRANSMITTED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE, FAX NO. (703) 872-9302 ON 24 February 2003.

NAME OF PERSON SIGNING CERTIFICATE: Scott J. Anchell

SIGNATURE: Scott J. Anchell

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Craig Andrew WELDON et al.

Application No.: 09/931,373

Filed: 17 August 2001

For: SYSTEM AND METHOD INCLUDING A
FUEL TANK ISOLATION VALVE

Confirmation No: 1599

Group Art Unit: 3753

Examiner: Hepperle, S.

Commissioner for Patents
Washington, D.C. 20231

FAX RECEIVED

FEB 24 2003

GROUP 3700

AMENDMENT TRANSMITTAL FORM

Sir:

1. Transmitted herewith is an Amendment and Request for Reconsideration Under 37 C.F.R. § 1.111 in reply to the Office Action dated 22 November 2002.

2. Additional papers enclosed:

- ☐ Change of Correspondence Address
- ☐ Request for Approval of Drawing Change
- ☐ Drawings: ☐ Formal ☐ Informal (Correction)
- ☐ Information Disclosure Statement
- ☐ Form PTO-1449, _____ reference(s) included
- ☐ Citations
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing," computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

ATTORNEY DOCKET NO.: 051481-5065

Application No.: 09/931,373

Page 2

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☒ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

☐ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 400.00	\$200.00
<input type="checkbox"/> three months	\$ 920.00	\$460.00
<input type="checkbox"/> four months	\$1,390.00	\$695.00

Extension of time fee due with this request: \$0.00

If an additional extension of time is required, please consider this a Petition therefore.

☐ An extension for _____ months has already been secured and the fee paid therefore of \$_____ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

ATTORNEY DOCKET NO.: 051481-5065
 Application No.: 09/931,373
 Page 3

5. Fee Calculation (37 C.F.R. § 1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. § 1.16(c))	23	minus	27	0	x \$18 each =	+ \$ 0.00
Independent Claims (37 C.F.R. § 1.16(b))	3	minus	3	0	x \$84 each =	+ \$ 0.00
[] First presentation of Multiple dependent claim(s)					\$270.00	+ \$ 0.00
SUB-TOTAL =						\$ 0.00
Reduction by ½ for filing by a small entity						- \$ 0.00
TOTAL FEE =						\$ 0.00

6. Fee Payment

- ☒ No fee is to be paid at this time.
- ☐ The Commissioner is hereby authorized to charge \$0.00 to Deposit Account No. 50-0310.
- ☒ The Commissioner is hereby authorized to charge any additional fees that may be required, including fees due under 37 CFR §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,
MORGAN, LEWIS & BOCKIUS LLP

Date: 24 February 2003

By: Scott J. Anchell

Scott J. Anchell
 Reg. No. 35,035

CUSTOMER NO. 009629
MORGAN, LEWIS & BOCKIUS LLP
 1111 Pennsylvania Avenue, NW
 Washington, D.C. 20004
 Tel.: (202) 739-3000
 Fax.: (202) 739-3001